IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

WA.No. 2897 of 2007

(AGAINST THE ORDER IN WPC.28279/2007 Dated 3/10/2007)

APPELLANT/2ND RESPONDENT IN W.P.C.

THE STATE OF KERALA,
REPRESENTED BY PRINCIPAL SECRETARY,
HIGHER EDUCATION DEPARTMENT,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

BY SR. GOVERNMENT PLEADER SMT. K. MEERA.

RESPONDENTS: PETITIONER & 1ST RESPONDENT IN W.P.C.
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1. MUSLIM EDUCATIONAL SOCIETY,
CALICUT,
REPRESENTED BY ITS GENERAL SECRETARY,
PROF: P.O.J., LABBA.

2. FEE REGULATORY COMMITTEE FOR
PROFESSIONAL COLLEGES,
REP. BY ITS MEMBER SECRETARY,
RAM MOHAN PALACE,
ERNAKULAM,
COCHIN-35.

BY ADV. SHRI BABU KARUKAPADATHU.
BY ADV. SHRI MURALI PURUSHOTHAMAN.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

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W.A. No. 2897 OF 2007

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Dated this the 6th December, 2007

J U D G M E N T

H.L. Dattu, C.J.:

This appeal arises out of the orders passed by the learned single Judge in W.P.(C)No. 28279 of 2007 dated 3rd October, 2007.

2. The learned single Judge, while granting the interim prayer, has faithfully followed the dictum laid down by the Division Bench of this Court in ***Malamkara Orthodox Syrian Church Medical College, Kolencherry vs. Fee Regulatory Committee for Professional Colleges*** **(W.P.(C) No. 16303 of 2007 dated 18th August 2007).**

3. In our opinion, since the learned single Judge has followed the dictum laid down by a Division Bench of this court, it cannot be said that the learned single Judge has committed any error. In that view of the matter, no interference is called for. Accordingly, the Writ Appeal requires to be rejected and it is rejected.

Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.

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